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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/759,017	01/20/2004	Leonid Kogan	2808/26	6836

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DR. MARK FRIEDMAN LTD.  
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Discovery Dispatch  
9003 Florin Way  
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EXAMINER
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HOANG, DANIEL L

ART UNIT	PAPER NUMBER
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2136

MAIL DATE	DELIVERY MODE
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06/21/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/759,017	<b>Applicant(s)</b> KOGAN ET AL.	
	<b>Examiner</b> Daniel L. Hoang	<b>Art Unit</b> 2136	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 20 January 2004.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-9 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-9 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 20 January 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

## DETAILED ACTION

### CLAIM REJECTIONS

#### *Claim Rejections - 35 USC § 112*

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

1. Claim 7 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The claim cites that the second email address is rendered transparent to the second party. This claim is dependent on claim 1 that cites that an email message is sent to the second email address. Examiner interprets that in order for this to be possible, second party must have knowledge of second email address. Thus the claim is indefinite. For purposes of examination, examiner interprets that the first email address is transparent. Appropriate correction is required.

#### *Claim Rejections - 35 USC § 102*

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

**1-3, 5-9**  
Claims are rejected under 35 U.S.C. 102(e) as being anticipated by Beyda, US

Patent No, 7120927.

#### **As per claim 1, Beyda teaches:**

A method for blocking Spam sent to a first email address, said method comprising the steps of:  
creating a second email address, for corresponding with at least one second party while concealing said first email address, said second email address and said first email address having a common denominator;

*[see col. 1, lines 48-60]*

indicating an email message sent to said second email address as Spam if an identity of the sender thereof is not said at least one second party;

*[see col. 3, lines 48-60]*

on indicating said email message as Spam; blocking said email message; and

*[see col. 3, lines 48-60]*

on indicating said email message as non-Spam, redirecting said email message to said first email address.

*[see col. 3, lines 48-60]*

**As per claim 2, Beyda teaches:**

A method according to claim 1, wherein said identity of the sender thereof is indicated as said second party by a member of the group comprising: an email address of said email message, a domain of said email address, certain text within the content of said email message, certain text within a field of said email message.

*[see col. 3, lines 62-67]*

**As per claim 3, Beyda teaches:**

A method according to claim 1, wherein said first email address and said second email address are administered by different email accounts.

*[see col. 2, lines 43-65] the email address are managed by the original domain account and the alias domain account respectively.*

**As per claim 5, Beyda teaches:**

A method according to claim 1, wherein said indicating an email message sent to said second email address as Spam is carried out at a point selected from the group comprising: an email client associated with said second email address, an email server, a proxy server and a gateway server.

*[see col. 3, lines 54-60]*

**As per claim 6, Beyda teaches:**

A method according to claim 1, wherein said blocking of said email message is carried out at a point selected from the group comprising: an email client associated with said second email address, an email server, a proxy server and a gateway server.

*[see col. 3, lines 54-60]*

**As per claim 7, Beyda teaches:**

A method according to claim 1, wherein said first email address is rendered transparent to said second party.

*[see col. 1, lines 60-65]*

**As per claim 8, Beyda teaches:**

A method according to claim 1, wherein said blocking is effected by a method selected from the group comprising: deleting said email message, placing said email message in a separate folder and allowing the user to review, delete or ignore the message and further to remove the Spam from said folder.

*[see fig. 4b]*

**As per claim 9, Beyda teaches:**

A method according to claim 1, wherein said common denominator is selected from the group comprising: the same owner, the same user name, the same email account.

*[see col. 1, lines 50-60] both email addresses belong to the same owner.*

***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

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(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Beyda as applied to claim 1 above, and further in view of Beyda, US PGP No. 200301233415, hereinafter Beyda 2.

**As per claim 4:**

A method according to claim 1, further comprising the step of: expiring said second email address after a time period selected from the group consisting of: predefined time period, arbitrary time period.

*[see Beyda 2, paragraph 0018] It would have been obvious to one of ordinary skill in the art at the time of the invention to combine what is taught by the Beyda 2 reference with the Beyda reference so that an alias account can be set to expire in the event that the services of the alias account are no longer needed or desired.*

**POINTS OF CONTACT**

- \*. Any response to this Office Action should be **faxed to (571) 273-8300 or mailed to:**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Hand-delivered responses** should be brought to

Customer Service Window  
Randolph Building  
401 Dulaney Street  
Alexandria, VA 22314

- \*. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Daniel L. Hoang whose telephone number is 571-270-1019. The examiner can normally be reached on Monday - Thursday, 8:00 a.m. - 5:00 p.m., EST.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nasser Moazzami can be reached on 571-272-4195. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

*Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).*



Daniel L. Hoang  
6/14/07

NASSER MOAZZAMI  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100

  
6/15/07